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PATENT

ATTORNEY DOCKET NO.: 051480-5045

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Oskar Dauner et al.

Application No.: 09/856,321

Filed: November 19, 2001

For: MOTOR VEHICLE COMMUNICATION
SYSTEM AND METHOD FOR
EXCHANGING DATA IN A MOTOR
VEHICLE

Confirmation No.: 6679

Group Art Unit: 3661

Examiner: T. Nguyen

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop AF
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

**NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated September 9, 2003, the period of response to which extends through March 9, 2004 by a three-month extension of time, rejecting the following claims: **1-11**.

1. Extension of Time

[X] Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

Total Months Requested	Fee for Extension	[Fee for Small Entity]
[] one month	\$ 110.00	\$ 55.00
[] two months	\$ 420.00	\$210.00
[X] three months	\$ 950.00	\$475.00
[] four months	\$1,480.00	\$740.00

[X] Having paid a two-month extension of time fee of \$420.00 on February 9, 2004, the extension of time fee due with this request is for the third month only, and is: \$530.00.

2. **Notice of Appeal Fee - 37 C.F.R. § 1.17(b)**

☐ The fee in the amount of \$_____ to cover the appeal fee is enclosed.

☒ The Commissioner is authorized to charge the notice of appeal fee to Deposit Account No. 50-0310. The amount is \$330.00.

3. **Fee Total(s):**

☒ The extension of time fee under 37 C.F.R. § 1.17(a), and the Notice of Appeal Fee under 37 C.F.R. § 1.17(b), totaling \$860.00 is being charged to Deposit Account No. 50-0310.

4. **Constructive Petition**

☒ **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Date: March 9, 2004

By: _____



Peter J. Sistare

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